

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, February 11, 2008 at 6:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 2-7-2008

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

**Joanne M. Arruda
Donald Bollin
Paul E. Carroll
Hannibal Costa**

**Louise Durfee
Jay Edwards
Brian A. Medeiros**

A. CLOSED EXECUTIVE SESSION

1. Town Solicitor – 42-46-5(a)(2) – Litigation

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

(C.A.) 1. Approval of Minutes Regular Town Council Meeting January 28, 2008

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

- | | |
|-------------------------------|-------------------------|
| a. Library Board of Trustees | e. Arts Committee |
| b. Charter Review Commission | f. Prevention Coalition |
| c. Open Space Commission | g. Board of Canvassers |
| d. Wastewater Management Comm | |

(C.A.) 3. CORRESPONDENCE

- a. Received From Town of Exeter Regarding Resolution Supporting Long Term Health Care for Veterans
- b. Received From City of Newport Regarding Resolution Requiring Voter Approval for Expansion of Hour of Operation on Video Lottery Facilities
- c. Received Copy Memo From CRMC to Planning Board Regarding RIGL 45-23
- d. Received From Ms. Patricia Sullivan Regarding Council Chamber Sound System

- e. Received From Secretary of State's Office Regarding House Resolution Declaring March 29, 2008 "LIGHTS OUT AMERICA DAY" – Resolution Posted
 - f. Received From RIDEM To Bay Street Neighborhood Residents Regarding Soil Remediation by Private Contractors
- (C.A.) 4. Approval of Tax Assessor Abatements
- (C.A.) 5. Approval of Transfer of Lake Road Cemetery Trust Funds to Amicable Congregational Church

B – PUBLIC HEARINGS

- 1. Town Administrator - Community Development Block Grant
Community Development, Housing Needs and Program Performance

C - BOARD OF LICENSING COMMISSIONERS

- 1. Robert Thibault d/b/a B&L Investments/King's Seafood & Pizza, 115 Stafford Road
Requests Approval of Victualling License Subject to Meeting All Legal Requirements
- 2. B&B Contracting & Excavating, Inc –Street Excavator's License– Bruce Bannister,
593 Montaup Street, Fall River, MA -Subject to Meeting All Legal Requirements

D - APPOINTMENTS & RESIGNATIONS:

E - UNFINISHED BUSINESS:

- 1. Request for Amendment to Zoning Ordinance Originally Submitted on December 10, 2007
 - a. Correspondence From Noel Berg Previously Distributed
 - b. Attorney Kenneth Tremblay – Submission of Documentation

F – FINANCIAL BUSINESS:

- 1. Chief Blakey, TPD – Request Approval of Transfer for \$1500.00 From Acct# 333-648(Auto Parts) to Acct# 333-667 (Police Operations)
- 2. Town Administrator – Request Approval of Transfer for \$12,000 from Acct # 219-266(Health Insurance) to Acct # 105-345(Collection Acct)
- 3. Town Administrator – Request Approval of Transfer for \$50,000 From Acct# 219-266 (Healthcare) to Acct# 105-359 (Litigation)

G - NEW BUSINESS:

1. Chief Blakey – a. Discussion on Juvenile Detective Position
b. Discussion Forfeiture Vehicle 2001 Chevrolet Corvette
2. Tiverton Land Trust and Tiverton Open Space Commission – Request Town Council Endorsement of Resolution Recommending General Assembly Authorize 2008 Bond Referendum for Open Space Protection on the November 2008 Ballot
3. Town Administrator – Request Approval of Resolution to Create the Tiverton Planning Department
4. Town Administrator – Request Approval of Resolution for Stone Bridge Committee
5. Town Treasurer, J. Goncalo – Request Authority to Advertise for Part Time Clerk in Treasurer's Office
6. Town Council – Resolution to Establish Sakonnet River Bridge Committee
7. Town Council – Advertisement for Town Administrator
8. Town Administrator – Approval of Building Official/Zoning Official Employment Contract
9. Police Pension Board Commission – Report on Police Pension Plan
10. Town Administration – Request Permission to Negotiate Three Year Agreement for Pocasset Hill Cemetery Maintenance

H – BIDS AND REQUESTS FOR PROPOSALS

1. Town Administrator – Request Authorization to Bid for Trailer for Town Maintenance Department
2. Town Administrator – Request Develop Bid Specifications to Replace the Roof at Senior Citizen Center and Allocate \$30,000 from Acct#210-266 (Health Acct)

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

1. Industrial Park
 - a. Unsealing of Agreement dated 8/17/2000
Addendum to Agreement dated 4/12/2001
Agreement Extension dated February 9, 2004
Extension Agreement dated April 30, 2004

Agreement dated November 9, 2006

Extension to Agreement dated June 18, 2007

b. Termination Notice for Agreement and Extension

2. Memorandum Regarding Maintenance of Town Dams

5. CLOSED EXECUTIVE SESSION

2. Town Solicitor – 42-46-5(a)(2) – Litigation

3. Town Administrator - 42-46-5(a)(5) – Acquisition or Disposition of Town Held Property

4. Town Council – 42-46-5(a)(1) – Personnel– Job Performance – Town Administrator

Notice Given

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”